



THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Carl-Axel Bauer et al. Art Unit : 1617
Serial No. : 10/010,283 Examiner : Jennifer Kim
Filed : November 13, 2001
Title : NEW USE FOR BUDESONIDE AND FORMOTEROL

Commissioner for Patents
Washington, D.C. 20231

DECLARATION OF CELIA H. LEBER

I, Celia Leber, declare as follows:

I am retained by Fish & Richardson P.C. ("F&R") as Of Counsel to its Boston office. I am responsible for prosecution of the above application.

On or about November 30, 2001, I asked Kathleen Philpot, an Administrative Assistant in the F&R Boston office, to coordinate with F&R's Washington, D.C. office the filing of a Second Preliminary Amendment and Declaration of Jan Trofast by hand carry. These documents were to be filed as soon as we received the signed declaration from Mr. Trofast. The attached documents are copies of the documents that were filed by hand carry on December 5, 2001, as discussed in the accompanying Declaration of Lisa Woodson.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Date: April 22, 2002

Celia Leber

Celia H. Leber